IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 11TH DECEMBER 2007 / 20TH AGRAHAYANA 1929

WP(C).No. 36612 of 2007(H)

PETITIONER:

T.R. MOHANAN, S/O. RAMDAS MENON,
AGED 58 YEARS, MANAGER, A.L.P. SCHOOL, VELUKKARA,
NADAVARAMBA, IRINJALAKUDA-680 661.

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:

1. **THE STATE OF KERALA,**
   REPRESENTED BY THE SECRETARY TO GOVERNMENT,
   GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
   TRIVANDRUM.

2. **THE DIRECTOR OF PUBLIC INSTRUCTION,**
   JAGATHY, TRIVANDRUM-14.

3. **THE DISTRICT EDUCATIONAL OFFICER,**
   IRINJALAKUDA, THRISSUR DISTRICT.

4. **THE ASSISTANT EDUCATIONAL OFFICER,**
   IRINJALAKUDA, THRISSUR DISTRICT.

5. **SMT.BINCY JOSE P.,**
   LOWER PRIMARY SCHOOL ASSISTANT, A.L.P.SCHOOL,
   VELUKKARA, NADAVARAMBA, IRINJALAKUDA-680 661.

BY GOVERNMNET PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)No.36612 OF 2007

Dated this the 11th day of December, 2007

JUDGMENT

The petitioner is the Manager of an aided L.P. School. The petitioner appointed the 5th respondent in recognition of her Rule 51A claim. The same is not approved by the AEO on the ground that the vacancies in uneconomic Schools have to filled up by protected teachers as per the Government Orders applicable. According to the petitioner, this direction is against Rule 51A of Chapter XIVA of the Kerala Education Rules.

2. In the above circumstances, the petitioner has filed Ext.P13 revision petition before the 1st respondent. For the present, the petitioner would be satisfied with a direction to the 1st respondent to consider and pass appropriate orders on Ext.P13 expeditiously.

3. I have heard the learned Government pleader also. In the facts and circumstances of the case, there would be a direction to the 1st respondent to consider and pass appropriate orders on Ext.P13 as expeditiously as possible, at any rate, within

three months from the date of receipt of a copy of this judgment, after affording an opportunity of being heard to the petitioner as well as the 5th respondent.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd